

EXHIBIT B

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB

[PROPOSED] PRETRIAL ORDER No.
REGARDING BELLWETHER
DEPOSITION PROTOCOL

This Order governs the depositions related to the selected PTO 21 Bellwether Cases as detailed below. PTO No. 16: Stipulated Deposition Protocol, however, applies otherwise. The disclosure of documents to third parties will be governed by the Protective Order (ECF No. 176).

1. Initial Disclosures & Scheduling.

- To the extent not already sufficiently addressed through the PFS and DFS processes and other prior disclosures, Uber and each selected Bellwether Plaintiff shall comply with initial disclosure requirements for the selected Bellwether cases by April 30, 2025.
- Plaintiffs' Steering Committee (PSC) and Defendant's Deposition Liaison Counsel shall be responsible for scheduling plaintiffs' and defendants' depositions respectively.
 - All correspondence surrounding depositions should be sent to:

UberMDLBWs@chaffinluhana.com.

- Uber designates its counsel Chris Cotton (ccotton@shb.com) as its Deposition Liaison Counsel.
- The Parties may designate additional or alternative counsel for deposition coordination at any time by providing written notice to all then-current designees.
- Both sides shall notify each other if they wish to depose a plaintiff or defense witness.
- The parties shall respond with 2 potential dates within 5 business days of receiving the request.

2. Case-Specific Plaintiff Depositions.

- Depositions of plaintiffs and their associated fact witnesses not identified in section 4 shall initially be limited to a **19-hour cap** per case and **4 depositions**, covering:
 - **Plaintiff's deposition** (maximum **7 hours**).
 - **Up to three fact witnesses** (capped at **12 hours**)

3. Case-Specific Defendant Depositions.

- Depositions of case-specific defense witnesses shall initially be limited to a **23-hour cap** per case, covering:
 - **30(b)(6) depositions** of Uber corporate representatives (capped at **7 hours**);
 - **Other depositions, capped at 16 hours and 4 total depositions**, which include:
 - Individuals involved in processing, reporting on, responding to, or investigating the plaintiff's sexual assault.
 - Individuals who engaged with the subject driver, including communications, screening or onboarding.

4. Third-Party Depositions.

- Depositions of other **third-party witnesses**, including law enforcement or emergency responders, eye witnesses to the incident, treating physicians, treating therapists, and other

relevant non-party witnesses, are contemplated. The Parties anticipate the number of such depositions will vary across the Bellwether cases.

- For any depositions of **healthcare providers**, the following provisions will apply:
 - Time allocated for depositions of treating physicians shall be divided **equally between the parties**;
 - Depositions of any treaters shall be arranged and noticed through Plaintiff's counsel. Counsel for Plaintiff or their support staff must promptly contact the administrative staff of a treating physician to coordinate and schedule a deposition.
 - Counsel for the Parties and their support staff shall not communicate directly with treating physicians regarding Bellwether Plaintiffs or this litigation.

5. Driver Depositions

- Depositions of the driver at issue in each selected case shall be limited to **7 hours total**. Time allocated for depositions of drivers shall be divided **equally between the parties**.

6. Additional Depositions

- The Parties agree that additional depositions and time for depositions beyond the initial limitations set forth above, including additional depositions within the categories referenced above, shall be permitted with reasonable justification. In the event a dispute arises, the Parties shall promptly meet and confer in an effort to resolve that dispute.

7. Location of Depositions.

- Depositions shall take place in the **federal district where the witness resides**, unless otherwise agreed by the parties.

8. Number of Questioners.

- Each party shall designate a maximum of **two attorneys per deposition** to conduct questioning.

SO ORDERED this ____ day of _____, **2025**.

UNITED STATES DISTRICT JUDGE